

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

VICTOR PAUL HERNANDEZ O'CHOA,

Defendant.

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8:03CR394

JUDGMENT

In accordance with the Memorandum and Order filed on this date,

IT IS ORDERED:

1. That the defendant's Motion Under 28 U.S.C. § 2255 to Vacate, Set Aside, or Correct Sentence by a Person in Federal Custody ("§ 2255 motion") (Filing No. 137) is denied.

2. The Clerk is directed to mail a copy of this Memorandum and Order to the defendant at his last known address.

DATED this 19th day of December, 2005.

BY THE COURT:

s/Joseph F. Bataillon
JOSEPH F. BATAILLON
United States District Judge